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FORT LAUDERDALE CITY COMMISSION
JANUARY 8, 2002**

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
January 8, 2002**

Meeting was called to order at 6:20 P.M. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Tim Smith
Commissioner Carlton B. Moore
Commissioner Cindi Hutchinson
Commissioner Gloria Katz
Mayor Jim Naugle

Absent: None

Also Present:	City Manager	F. T. Johnson
	City Attorney	Dennis E. Lyles
	City Clerk	Lucy Masliah
	Sergeant At Arms	Sergeant Brabble

Invocation was offered by *Dr. Edward Schindeler*, Spiritual Assembly of the Baha'is of Fort Lauderdale.

Pledge of Allegiance to the Flag.

Motion made by Commissioner Smith and seconded by Commissioner Moore that the agenda and minutes of the meeting as shown below be approved:

December 11, 2001 and December 18, 2001

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle.
NAYS: none.

Note: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).

Presentations (OB)

1. Expressions of Sympathy

Mayor Naugle presented Expressions of Sympathy, on behalf of the City Commission, to the families of *Jim Maultsby, Eugene DeSosa, Dave Thomas, and Ben Curry*.

2. Smoke Detector Test

Commissioner Hutchinson demonstrated the proper method of testing the batteries in a smoke detector and encouraged everyone to do the same at home. Battalion Chief Chris Weir, Fire-Rescue Department, reminded people to be careful with space heaters and electric blankets during the colder weather.

3. Gulfstream Sailing Club

Mayor Naugle introduced *Commodore Norm Smith and Regatta Founding Director Larry Littell*, who presented the City Commission with a plaque in appreciation of the City's support of the Gulfstream Regatta over the past ten years. It was noted that the Gulfstream Sailing Club was open to all, and participants did not have to own their own boats.

4. Commendation - Rose Klarman

Commissioner Katz read aloud and presented a Commendation to *Rose Klarman*, who was retiring from the City after more than 27 years of service to the community. Ms. Klarman expressed appreciation for this recognition.

5. Outstanding City Employees

The following individuals were recognized as Outstanding City Employees:

- Haywood Jones, of the Public Services Department;
- Cindy Stuart, Nancy Rise, Ellen Wenth, Czarney Ellington, and Sabine Joseph, of the Accounts Payable Division of the Finance Department;
- Robin Harvey, Christine McCrady and Sean Maxwell, of the Parks and Recreation Department; and
- Officer Fernando David and Rosalie Mogavero, of the Police Department

Consent Agenda (CA)

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – Martin Luther King Parade (M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Broward County Martin Luther King Memorial Committee** to indemnify, protect, and hold harmless the City from any liability in connection with the **Martin Luther King Parade** to be held **Monday, January 21, 2002 from 9:00 a.m. to 11:00 a.m.**; and further authorizing the closing of the following portion of the parade route within the city limits: beginning at Mount Olive Baptist Church at N.W. 4 Street and N.W. 9 Avenue, proceeding north on N.W. 9 Avenue to Sistrunk Boulevard, and west on Sistrunk Boulevard to N.W. 24 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1927 from City Manager.

Event Agreement – 13th Annual MS Walk (M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **National Multiple Sclerosis Society** to indemnify, protect, and hold harmless the City from any liability in connection with the **13th Annual MS Walk** to be held **Sunday, March 17, 2002 from 7:30 a.m. to 3:00 p.m.** at George English Park and beach area sidewalks.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1930 from City Manager.

Event Agreement – 23rd Annual Greek Festival (M-3)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **St. Demetrios Greek Orthodox Church** to indemnify, protect, and hold harmless the City from any liability in connection with the **23rd Annual Greek Festival** to be held **Friday and Saturday, February 8 and 9, 2002 from 11:00 a.m. to 11:00 p.m.**; and **Sunday, February 10, 2002 from 12:00 noon to 9:00 p.m.** on the Church grounds at 815 N.E. 15 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1939 from City Manager.

Event Agreement – Walk for Animals (M-4)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Humane Society of Broward County** to indemnify, protect, and hold harmless the City from any liability in connection with the **Walk for Animals** to be held **Saturday, February 23, 2002 from 8:00 a.m. to 1:00 p.m.**; and further authorizing the closing of the following route: S.W. 4 Avenue from S.W. 2 Street to the cul-de-sac at Riverwalk from 5:00 p.m. Friday, February 22 to 10:00 p.m. Saturday, February 23, 2002; S.W. 2 Street from S.W. 4 Avenue to S.W. 5 Avenue from 4:00 a.m. to 2:00 p.m. Saturday, February 23, 2002, and the walk route, in the form of a procession, from 8:30 a.m. to 10:00 a.m. beginning at the Esplanade, S.W. 2 Street east to S.E. 3 Avenue, south to East Las Olas Boulevard, west to S.E. 2 Avenue, south to the Riverwalk, with the walk then continuing west along Riverwalk to end at Esplanade.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1928 from City Manager.

Event Agreement – Super Bowl Block Party (M-5)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Old Town at Riverwalk Merchants Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Super Bowl Block Party** to be held **Sunday, February 3, 2002 from 4:00 p.m. to 11:00 p.m.**; and further authorizing the closing of the following from 3:00 p.m. Sunday, February 3 to 4:00 a.m. Monday, February 4, 2002: S.W. 2 Street from S.W. 2 Avenue to the west side of the Lord Nelson Pub, and S.W. 3 Avenue from Broward Boulevard to S.W. 2 Street.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1929 from City Manager.

Agreement – MDM Group, Ltd. Inc. – Sponsorship for Mills Pond Park Baseball Scoreboard (M-6)

A motion authorizing the proper City officials to execute an agreement with MDM Group Ltd., Inc. for sponsorship of the Mills Pond Park baseball scoreboard.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1940 from City Manager.

Transfer of Funds and Appropriation of Remaining Technology Interest Earnings (M-7)

A motion authorizing the transfer of unappropriated interest balance of \$33,000 to the Technology Fund (Project P00456.326) and appropriation of same for purchase of laptops for the Personally Assigned Vehicle (PAVe) vehicles.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 01-1935 from City Manager.

**Agreement – Motorcycle Safety of Florida, Inc. –
Use of Fort Lauderdale Stadium’s East Parking
Lot for Motorcycle Training Course (M-8)**

A motion authorizing the proper City officials to execute an agreement with Motorcycle Safety of Florida, Inc. for use of Fort Lauderdale Stadium’s east parking lot for a motorcycle training course.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1882 from City Manager.

**Contract Award – GRI of South Florida, Inc. –
Project 10352 – Public Works Compound Re-Roof Project (M-9)**

A motion authorizing the proper City officials execute an agreement with GRI of South Florida, Inc. in the amount of \$434,512 for the Public Works Compound Re-Roof project.

Funds: See Bid Tab

Recommend: Motion to approve.
Exhibit: Memo No. 01-1843 from City Manager.

**Interlocal Agreement – Development Permit Services
for Keith & Ballbe Prospect, LLC and the City of Tamarac (M-10)**

A motion authorizing the proper City officials to execute an interlocal agreement with Keith and Ballbe Prospect, LLC and the City of Tamarac to provide building permit services from the City of Fort Lauderdale.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1825 from City Manager.

**Assignment of Lease from Hans Bos and Monique Cornelisse
(d/b/a City Park Mall Café) to Erik Hillestad for Shop 136, City Park Mall (M-11)**

A motion authorizing the proper City officials to consent to an assignment of lease for Shop 136 at City Park Mall from Hans Bos and Monique Cornelisse (d/b/a City Park Mall Café) to Erik Hillestad.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1510 from City Manager.

**Change Order No. 1 – Southland Painting Corporation –
Project 10304 – Painting of the G. T. Lohmeyer Wastewater Treatment Plant (M-12)**

A motion authorizing the proper City officials execute Change Order No. 1 with Southland Painting Corporation in the amount of \$41,069 for the painting of the G. T. Lohmeyer Wastewater Treatment Plant.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 01-1945 from City Manager.

**Contract Amendment –
Keith and Schnars, P.A. – Project 10088 – Fort Lauderdale Beach
Transportation Improvements – Remote Parking and Shuttle System (M-13)**

A motion authorizing the proper City officials to execute an amendment to the agreement with Keith and Schnars, P.A. in the amount of \$313,550 to prepare an assessment of funding opportunities and a detailed remote parking and shuttle plan.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1845 from City Manager.

**Task Order No. 3 – Camp, Dresser and McKee, Inc. (General
Wastewater System Consulting Services) - Project 10438 -
G. T. Lohmeyer Wastewater Treatment Plant Wetwell Unloading Facility (M-14)**

A motion authorizing the proper City officials execute Task Order No. 3 with Camp, Dresser and McKee, Inc. in the amount of \$50,761 for the G. T. Lohmeyer Wastewater Treatment Plant wetwell unloading facility design and construction services.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1944 from City Manager.

**Agreement – BankAtlantic -
Direct Cash/Job Growth Incentive and Permit Fee Reimbursement (M-15)**

A motion authorizing the proper City officials to execute an agreement with BankAtlantic as part of the direct cash/job growth incentive and permit fee reimbursement program.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1950 from City Manager.

Services Agreement – Greater Fort Lauderdale Chamber of Commerce (M-16)

A motion authorizing the proper City officials to execute a services agreement with the Greater Fort Lauderdale Chamber of Commerce in the amount of \$50,000 for services and reimbursement of up to \$5,000 for postage for relocation and informational materials.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1948 from City Manager.

Membership Dues for FY 2001/2002 – Broward Alliance..... (M-17)

A motion authorizing the payment of the FY 2001/2002 membership dues to the Broward Alliance in the amount of \$38,099.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1949 from City Manager.

PURCHASING AGENDA

Bid 412-8502 – Latex Gloves

(Pur-1)

One-year contract for the purchase of latex gloves is being presented for approval by the Administrative Services, Central Stores Division.

Low Responsible Bidders: MM Impex, Inc. (MBE)
Lorain, OH

Amount: \$ 33,000.00 (estimated)

Bids Solicited/Rec'd: 64/22 with 1 no bid

Exhibits: Memorandum No. 01-1478 from City Manager

The Purchasing Division recommends award to the low responsive and responsible bidder.

RFP 522-8541 – Printing/Mailing “Focus”

(Pur-2)

Two-year contract for custom printing, film and mailing services for City's “Focus” newsletter is being presented for approval by the City Manager, Public Information Office.

Low Responsible Bidder: Gannett Offset/Florida
Miramar, FL

Amount: \$ 59,520.00 (estimated annual)

Bids Solicited/Rec'd: 43/8

Exhibits: Memorandum No. 01-1919 from City Manager

The Procurement and Materials Management Division reviewed this item and supports the recommendation to award to the first ranked proposer.

RFP 722-8574 – July 4th Fireworks Display**(Pur-3)**

A three-year contract for 4th of July Fireworks display is being presented for approval by the Parks and Recreation Department.

Low Responsible Bidder: Colonial Fireworks Displays & Mfg. Co.
Coconut Creek, FL
Amount: \$ 30,000.00 (annual total)
Bids Solicited/Rec'd: 10/3
Exhibits: Memorandum No. 01-1868 from City Manager

The Procurement and Materials Management Division reviewed this item and supports the recommendation to award to the first ranked proposer.

Bid 412-8530 – Turf Grass Maintenance Services**(Pur-4)**

A one-year contract for turf grass maintenance services is being presented for approval by the Parks and Recreation Department.

Low Responsible Bidder: BLC Lawn & Maintenance (MBE)
Delray Beach, FL
Amount: \$ 132,930.00 (estimated)
Bids Solicited/Rec'd: 34/5 with 5 no bids
Exhibits: Memorandum No. 01-1924 from City Manager

The Procurement and Materials Management Division recommends award to the low responsive and responsible bidder.

Proprietary – Engineering Services for Cryogenic Facility Review**(Pur-5)**

An agreement to purchase engineering services for cryogenic facility review is being presented for approval by the Public Services Department.

Low Responsible Bidder: Air Products and Chemicals, Inc.
Allentown, PA
Amount: \$ 40,580.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1861 from City Manager

The Procurement and Materials Management Division reviewed this item and supports the recommendation to approve the proprietary purchase.

Bid 822-8616 – Purchase of Liquid Oxygen**(Pur-6)**

An agreement to purchase liquid oxygen for cryogenic plant is being presented for approval by the Public Services Department.

Low Responsible Bidders: AirGas South Corp.
Miami, FL
Amount: \$ 53,634.00 (estimated)
Bids Solicited/Rec'd: 4/4
Exhibits: Memorandum No. 01-1914 from City Manager

The Procurement and Materials Management Division recommends award to the low responsive and responsible bidder.

Emergency Repair of Water Transmission Main**(Pur-7)**

The emergency repair of 30-inch water transmission main is being presented for approval by the Public Services Department.

Low Responsible Bidders: Molloy Bros., Inc.
Fort Lauderdale, FL
Amount: \$ 97,139.60
Bids Solicited/Rec'd: 3/2
Exhibits: Memorandum No. 01-1906 from City Manager

The Procurement and Materials Management Division reviewed this item and supports the recommendation to approve the emergency purchase with waiver of requirements for legal advertisement and formal bid.

Florida Sheriff's Association – (1) Police Detective Vehicle**(Pur-8)**

An agreement to purchase one Police detective vehicle is being presented for approval by the Administrative Services, Fleet Services Division.

Low Responsible Bidders: St. Pete Jeep Chrysler
St. Petersburg, FL
Amount: \$ 19,795.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1918 from City Manager

The Procurement and Materials Management Division recommends approval from the Florida Sheriff's Association contract.

Proprietary – Firefighting Protective Clothing

(Pur-9)

An agreement to purchase 84 sets of firefighting protective clothing is being presented for approval by the Fire Rescue Department.

Low Responsible Bidders: Safety Equipment Company
Orlando, FL
Amount: \$ 128,856.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1744 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the proprietary purchase.

Proprietary – Maintenance Police CAD/RMS System

(Pur-10)

An annual agreement to purchase maintenance for Police CAD and RMS system is being presented for approval by the Police Department

Low Responsible Bidder: Verizon, Inc.
Tampa, FL
Amount: \$ 502,843.08
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1858 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the proprietary purchase.

Bid 722-8608 – 3 Unmarked Police Vehicles

(Pur-11)

An agreement to purchase 3 unmarked police vehicles for traffic enforcement is being presented for approval by the Administrative Services, Fleet Services Division.

Low Responsible Bidder: Bob Taylor Chevrolet
Naples, FL
Amount: \$ 63,387.00
Bids Solicited/Rec'd: 48/2 with 1 no bid
Exhibits: Memorandum No. 01-1851 from City Manager

The Purchasing Division recommends award to the low responsive and responsible bidder.

It was announced that **Consent Agenda Item Nos. M-15, M-16 and M-17** had been deleted from the agenda and would not be considered this evening.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item Nos. M-8, M-13, and M-14 be deleted from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

**Agreement – Motorcycle Safety of Florida, Inc. –
Use of Fort Lauderdale Stadium’s East Parking Lot
for Motorcycle Training Course (M-8)**

Commissioner Hutchinson asked what people received when they achieved this certification. Ms. Angie Tony, President of Motorcycle Safety of Florida, Inc., advised that participants received a completion card and a discount on insurance.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Item No. M-8 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Contract Amendment – Keith and Schnars, P.A. –
Project 10088 – Fort Lauderdale Beach Transportation Improvements –
Remote Parking and Shuttle System (M-13)**

Commissioner Katz understood there were two parts to this contract, and she wondered if it would be possible to perform the study to determine if there was money available before doing the rest of the study for the remote parking and shuttle. In that fashion, if a determination were made that money was not available at this time, the second part of the study would not have to be conducted. Mr. Peter Partington, Public Services Department, believed that was a possibility. The City Manager advised this was the intent. Mayor Naugle suggested the item be approved with that provision.

Motion made by Commissioner Katz and seconded by Commissioner Smith that Consent Agenda Item No. M-13 be approved as discussed. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Task Order No. 3 – Camp, Dresser and McKee, Inc.
(General Wastewater System Consulting Services –
Project 10438 – G. T. Lohmeyer Wastewater
Treatment Plant Wetwell Unloading Facility (M-14)**

Commissioner Hutchinson asked if this would move the odors from one area to another. Mr. Greg Kisela, Assistant City Manager, stated that the design would ensure that additional odors were not created at the Lohmeyer Plant.

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore that Consent Agenda Item No. M-14 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**City Commission Review – Continuation of
Non-Conforming Status (Game Room) – Willie Rawls (PZ Case No. 6-NC-01) (M-18)**

A motion was presented approving the continuation of a non-conforming status for the following application:

Applicant:	Willie Rawls
Request:	Continuation of non-conforming status (game room)
Location:	1601 N.W. 6 Street

Having affirmed to speak only the truth, by virtue of an oath administered by the City Clerk, the following individuals offered comment on this item:

Commissioner Moore distributed copies of police reports associated with the subject address. He pointed out that this operation was not conducive to the quality of life desired by the citizens of Fort Lauderdale. Commissioner Moore reported that there had been stabbings, loitering and drug concerns at this location, and he felt the Commission should deny the use. It was his understanding that the applicant had offered only an electric bill as evidence that the non-conforming use had not been abandoned. He wanted the owner to maintain and operate this building in a quality manner and prosper.

Mr. Willie Rawls, applicant, said this was the first time he had heard anything about problems with the police. He had submitted a written overview of the project, which had been underway for about two years. Mr. Rawls said he had lost a tenant, and he had been trying to find a new tenant. He felt he had been misled, misdirected and misinformed about securing a license. Mr. Rawls stated that the previous owner had a license, and when he had lost his tenant in 1998, he had immediately tried to secure the occupational license.

Mr. Rawls pointed out that the building had been painted, and the roof had been repaired. He said he had been told by the One Stop Shop that the only use that could be grandfathered in at this location would be a game room. He stated that he had spent about \$25,000 to upgrade this facility to meet Code. Mr. Rawls said he planned three tables and four electronic games, and he was not aware of another game room within a mile and a half. He felt this was a fine example of "black enterprise," and one of his tenants had been present for 30 years. Mr. Rawls advised that he had been legitimately trying to obtain the required occupational license, and he had not heard anything negative about activity at the property since February.

Mr. Greg Brewton, Zoning Administrator, believed the applicant was a little confused. He explained that the use as a game room would be more intense than the typical CB activity. At this time, a CB use on the site was grandfathered in, and his intention had been to reestablish the game room allowed under the previous B-1 zoning. He noted that there was a list of uses that would be permitted on this site, and staff was prepared to issue permits for a CB use, but not the B-1 use.

Mayor Naugle inquired as to some of the allowed uses. Mr. Brewton replied that such uses included retail uses, like candy stores, office uses, hairdressers, etc. were currently permitted. However, a game room was not a permitted use in CB in his opinion.

Mr. Rawls believed that one of the permitted uses was a billiard parlor. He did not understand the distinction between a billiard parlor and a game room. Mr. Brewton explained that a game room was a more intense activity as it would be similar to a bingo hall or a bowling alley. He agreed a billiard parlor would be allowed, but that was not what the applicant was requesting. Commissioner Hutchinson requested additional clarification. Mr. Brewton explained that game rooms were arcades, which was a more intense use than a billiard parlor. He noted that the Code did not specifically list the category of "game room," so staff had to place in a category of closely related activities. Staff felt this was a B-1 use rather than a CB use.

Commissioner Moore did not want to see this use continued at this location. He understood the applicant had invested in the property, although it did not appear to have been improved a great deal. Mr. Rawls stated that he had invested in the interior, and the work had been done by a general contractor. Commissioner Moore pointed out that the parking lot was not striped, and there was no way to control the number of people a game room would attract. He stated that the establishment was open until the early morning hours, and a number of youth congregated at the site. Commissioner Moore believed the applicant had a number of other retail opportunities, and he preferred a business that would benefit the community.

Mr. Rawls reiterated that before he had made this substantial investment, he had inquired of the City and been told that a game room was the only use that could be grandfathered. He stated that other types of businesses would require additional modifications to the building at more expense. Mr. Rawls said he had considered some other uses, including a Chinese restaurant and a computer operation. However, those uses were not allowed.

Ms. Louise Dowdy stated that neighborhood residents had gone out on "crime walks" to help clean up the subject area. She advised that there was prostitution and drug activity as well, and she hoped the Commission would not allow another game room on Sistrunk Boulevard. Ms. Dowdy wanted to see a more constructive use for this property so the neighbors did not have to continue to go out on crime walks.

Ms. LaRhonda Ware, of the Dorsey Riverbend neighborhood, thought it appeared the property owner was not aware of what was going on at his building. She stated that the use was open at 1:00 or 2:00 a.m., and there was all sorts of activity at the game room. Ms. Ware pointed out that a lot of children lived in the apartments to the rear, and it appeared the manager was not keeping the owner informed about all the activities going on outside the game room at night.

Mr. Gino Jamison said he was affiliated with the Midtown Business Association and Front Porch. He applauded Mr. Rawls for wanting to go into business for himself, but he felt this type of business would have a negative impact in this community, which was undergoing redevelopment. Mr. Jamison extended an invitation to Mr. Rawls to become an active member of the Midtown Business Association so he would be aware of the comprehensive plan being formulated to bring positive revitalization to the area. He stated that another game room in the area had been shut down because of the types of activities that were often affiliated with these types of uses.

Commissioner Moore advised Mr. Rawls that the City had an Economic Development Department that might be able to assist him in finding a suitable tenant for the building, and he hoped he would also join the Midtown Business Association in their efforts.

Mr. Rawls submitted a petition of support signed by friends, neighbors and patrons of the establishment. He believed those who had spoken had been referring to the past and not since this operation had opened in February.

Mayor Naugle supported a motion to deny this application. It appeared to him from the evidence submitted that the game room had not been open for a period of six months, which had voided the grandfather status.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson to deny continuation of a non-conforming status for PZ Case No. 6-NC-01 based on a failure to demonstrate good faith efforts to resume use as a game room. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Mr. Rawls inquired about the appeal process. Mayor Naugle suggested he contact staff.

Settlement of

Automobile Liability File No. VA GL 97-157 (Randall St. Germain) (M-19)

A motion was presented authorizing the settlement of Automobile Liability File No. VA GL-97-157 (Randall St. Germain) in the amount of \$40,000.

Motion made by Commissioner Smith and seconded by Commissioner Moore to approve the settlement of VA GL 97-157. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Settlement of

General Liability File No. GL 99-508B (Ruth-Ann Rubin)..... (M-20)

A motion was presented authorizing the settlement of General Liability File No. GL-99-508B (Ruth-Ann Rubin) in the amount of \$25,000.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson to approve the settlement of GL 99-508B. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Application for Dock Waiver of Limitations

John E. Rudnik – 2807 N.E. 36 Street (PH-1)

A public hearing was scheduled to consider a resolution authorizing the proper City officials to waive the limitations under 47-19.3(d) of the City's Unified Land Development Regulations (ULDR) to allow John E. Rudnik to modify and maintain a dock and boat lift that extends in the Rio Mary Rita Canal a maximum distance of 18 feet from the property line, where only a 11.5 feet distance is otherwise permitted. Notice of the public hearing was published on November 8 and 15, 2001. On November 20, 2001, the City Commission deferred consideration of this item to January 8, 2002 by a vote of 5 to 0.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to defer public hearing to Tuesday, March 19, 2002 at 6:00 p.m. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Housing Opportunities for Persons With AIDS (HOPWA) Program -

Sunshine Apartments (Sunshine Health Center) – 637 S.W. 15 Avenue (PH-2)

A public hearing was scheduled on the final disposition of the Sunshine Apartments (Sunshine Health Center) located at 637 S.W. 15 Avenue. Notice of the public hearing was published in the Sun-Sentinel on December 23, 2001 and in the Westside Gazette on December 27, 2001. (Requested by Commissioner Hutchinson).

Mayor Naugle called for those who wished to be heard. The following appeared:

Ms. Faye Outlaw, Deputy Director of Community and Economic Development, stated that this item pertained to the reuse of the Sunshine Apartments located at 637 Southwest 15th Avenue. This was an approved independent housing activity under the City's HOPWA Program, and it was currently structured as a 32-unit facility. At this time, it was boarded and not in operation. Ms. Outlaw stated that this proposal would involve the reconstruction of the facility into 16 units, and to significantly increase the amount of rehabilitation funds allocated from \$500,000 to \$1,226,384. She stated that these two changes constituted a "substantial change" under federal regulations, thereby requiring this public hearing.

Mr. Philip Goombs, Executive Director of the Fort Lauderdale Housing Authority, stated that the Housing Authority had responded to the RFP issued by the City for the renovation of this property. He distributed examples of some of the work done to rehabilitate multi-family properties, and he noted there was an acute shortage of facilities for needy HOPWA families, which needed 3 and 4 bedroom units. Mr. Goombs said that whatever problems there were with the property in the past would be coming to an end, and this would become one of the nicest properties in the southwest area.

Mr. Tom Andrew, Vice-President of the Riverside Park Residents' Association, reported that this proposal had been presented to the neighborhood recently, and the Association had voted overwhelmingly against the proposal. He recognized the good intentions behind the plan and was sure it would help people with AIDS and their families. However, the neighborhood did not agree that this plan would be best for them, the surrounding community, or the community at large. In fact, this neighborhood was supportive of and helped many people with AIDS and other needs, but the Association did not feel this was a good redevelopment plan.

Mr. Andrew did not feel this was a good idea for several reasons – the building, the money, the City's urban land development regulations, the neighborhood, and the people who needed the help. He stated that this building had been the center of Code violations, loitering and crime for some time, and it had been the site of chaotic drug busts. Mr. Andrew felt it was dehumanizing and gravely flawed in terms of parking, landscaping, setbacks, sewage systems, and structural degeneration. He pointed out that the building would require well over three times its market value to make it compliant with today's standards.

Mr. Andrew was concerned about the money involved as \$1.25 million could buy a lot of "good" for Fort Lauderdale's residents, and many more than 16 new housing units could be built with that amount of money. He believed repairs to the sewage pumping station would cost three times the initial estimate, so this project could well cost more than \$2 million before it was completed. Mr. Andrew also thought the City should get more creative and assertive with HUD and try to get some help from the County, which had "saddled" the City with this mess in the first place.

Mr. Andrew referred to the City's urban development regulations. He stated that the primary foundation of the ULDR was the principle that although there were many substandard and non-conforming structures, the City had to steadily move toward replacing them over time and attrition. He understood that in recognition of property rights, grandfather status was honored, but not in guaranteed perpetuity. Mr. Andrew believed there were certain thresholds that were deemed to justify a requirement to condemn. Now that the City was the property owner, he felt it should hold itself to the same principle applied to private property and accept financial loss as the price of urban renewal.

Mr. Andrew felt that if the goal was to help people with AIDS and their families, they should not be relegated to a corner of the community, but embraced all across the community. He thought each family should be provided with a rental voucher or home ownership opportunity that would empower rather than forcing an address that stigmatized. Mr. Andrew did not believe the proposed renovation would serve the City well, nor would it serve the taxpayers, the neighborhood, or people with AIDS. He felt the building should be demolished and a creative dialogue initiated to determine the future of the land, and he asked those present in support of this position to stand.

Ms. Naomi Parker, Chair of the Broward County Regional HIV Services Planning Council, did not disagree with Mr. Andrew, but the issue surrounding people with AIDS was that housing was a significant problem, particularly for women with children. She stated that finding affordable housing that was adequate was a constant concern. Ms. Parker said that because of the housing problem, families were often not able to adhere to the other regimens related to their health care.

Ms. Parker said she had been an opponent of placing people in housing that was specific to any disease. However, she supported this proposal because advocates for those with AIDS needed to find affordable housing for people with AIDS. She said she had been disgusted with the conditions at the Sunshine Health Center, but she hoped the Commission would see fit to provide good housing for people with AIDS.

Mr. Greg Scott, President of People with AIDS Coalition of Broward County, stated that chief among concerns as affordable, accessible, safe quality housing. He knew there was a problem with HUD here in Broward County in light of the boarded up units, and he felt the City should proceed with this renovation on behalf of the Coalition's membership.

Mr. Don Williams, 724 Southwest 14th Avenue, said that he had lost his life partner to AIDS a few years ago, and he had firsthand experience of taking care of a person with AIDS. He advised that they had both had to fight a feeling of isolation during that difficult time, which was very prevalent among those with AIDS or HIV. Mr. Williams stated that he and his partner had continued to feel a part of the neighborhood as residents of Riverside Park. He shuddered to think how their quality of life would have suffered had they been living in a building such as the one proposed. Mr. Williams urged the Commission to put an end to this project, which he referred to as "warehousing." He thought it would be bad for the neighborhood, the community, the City and the families who would be isolated in this location.

Ms. Louise Dowdy said she had lost a daughter to AIDS, but she'd had a loving family to care for her. She reported that the Mount Olive Baptist Church had just opened a facility on Sistrunk Boulevard for AIDS patients, and she felt everyone should have compassion towards these patients. Ms. Dowdy did not think it was appropriate to call a place where families could stay together "warehousing." She also did not feel that all facilities of this nature should be in northwest Fort Lauderdale.

Mr. Richard Colbert said that he was the Executive Director of a homeless shelter for people with AIDS and HIV, and he had AIDS. He stated that the need for this type of housing in the community was growing, but he wondered if this was the proper action to take since the cost would be more than doubled and the number of units in the building would be halved. Mr. Colbert also did not want to see hard won HOPWA funds returned to the federal government. He thought \$1.25 million would probably buy 50 units in Riverside Park, so perhaps the City and the neighborhood association could work together on an alternate idea.

Mr. Vernon Maxwell, a person with AIDS, said he was moving from a temporary housing situation to a more permanent situation, but he was technically homeless being in the middle. He was grateful for the vouchers he had received in the past when he was ill, but he knew he would be sick again, and he needed this safety net. Otherwise, he would be out on the street. Mr. Maxwell pointed out that a building was just a building, and its reputation had less to do with the building itself than the people operating it. He felt that responsible stewardship of this building would bring positive change to the property and the community.

Mr. Tom Shedeck, CEO of Broward House, said he was concerned about the \$1.25 million cost of this project. He wondered what would happen if this project did not proceed. He pointed out that there was a need for this type of housing, and apartments dedicated to those living with AIDS had proven successful. Mr. Shedeck noted that some people liked to live independently, but others preferred a group setting to share support. In any case, he wondered what would happen to the allocated beds and dollars if this project did not go forward.

Mr. Gary Anseli, an HIV Case Manager, said he had recently relocated from Detroit, and the number one problem there was housing as well. He believed it was an even greater problem here. Mr. Anseli advised that a program in Michigan provided vouchers to persons living with HIV and AIDS to subsidize rents. He believed \$1.25 million would be better spent on that type of program than on rehabilitating this building.

Mr. Carl Robeson, a person with AIDS and a member of the Broward County Health Planning Council, had been wondering why this building had not already been rehabilitated and opened, but now it appeared the Housing Authority wanted more money to do less. He was opposed to that idea and felt it should fulfill the RFP as stated.

Mr. Gino Jamison, 1716 Southwest 5th Court, felt the City needed to be aware of the problems that existed in the community. He also thought the community should be aware of their responsibilities for those who lived in Fort Lauderdale. Mr. Jamison hoped the City could at least make life on this earth more comfortable with those who were infected with HIV and AIDS. Although he understood the feelings of those who lived in Riverside Park, he believed all types of facilities had been placed in the northwest quadrant of the City, and he hoped other areas would help bear some of the burden so people with AIDS could live with some dignity.

Ms. Jenny Hancock, 1901 Southwest 5th Place, said the issue was not about having more AIDS patients in Riverside Park because the neighborhood embraced that idea. She felt it was a quality of life issue for those who resided in Riverside Park. Ms. Hancock stated that all the crime in the area was rooted between 15th and 16th Avenue, and she did not think anyone deserved to live in this environment. Therefore, she felt the building should be demolished, and she supported the idea of a voucher system.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to close public hearing. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Ms. Outlaw expressed appreciation to the Riverside Park Residents' Association for its support for those with HIV in a quality facility. She explained that when dealing with a regulatory body such as the federal government, there was no fast process. Ms. Outlaw stated that it had taken HUD nine months to respond to the City's request to do the minimum use on this property, and then it had been a denial. The second request had been denied by HUD after ten more months had passed. She said that HUD had also denied a request to sell the property, so there had not been any faster way to move through the process.

Ms. Outlaw did not think anyone connected to the project thought this development proposal was the best plan for everyone. However, she believed it was the best plan if it were to be located on this property. Ms. Outlaw advised that the tenants of the building had been relocated with rental vouchers, but the City had inherited a bad situation.

Commissioner Hutchinson did not support rebuilding the Sunshine House, which had numerous problems. In fact, she thought the Housing Authority would thank the City for not doing that in the long run. She understood that the City would still have to petition HUD after tonight for this amendment. Ms. Outlaw agreed that was correct. Commissioner Hutchinson wanted to petition HUD to allow the City to use the \$1.25 million to construct 16 single-family homes throughout the City of Fort Lauderdale. She believed \$1.25 million would more than cover the cost, and she understood the City would have to petition HUD.

Commissioner Hutchinson thought this idea would improve the quality of life in the City, and she felt this type of facility should be scattered throughout the community so everyone would have a certain quality of life.

Mayor Naugle asked if Commissioner Hutchinson's recommendation also included demolition of the existing building. She agreed that had been her intent, and she wanted to see it demolished as soon as possible. Commissioner Smith supported the idea. He also wanted to tell the residents of Riverside Park and all the AIDS providers how proud he was of them all. Commissioner Katz concurred. She thought there must be some creative ways to work with HUD, and she agreed the building should be demolished and the property sold for future redevelopment.

Commissioner Katz suggested that the Commission assist Ms. Outlaw by approaching Congressman Hastings or Congressman Shaw in this regard. Mayor Naugle suggested contacting Secretary Martinez in Washington as well.

Commissioner Moore inquired about the cost of demolishing the building. Ms. Outlaw advised that bids had not been obtained. Mayor Naugle estimated the cost at \$50,000. Mr. Greg Kisela, Assistant City Manager, thought that was a fair estimate. Commissioner Moore understood the demolition work could not be done with HOPWA funds. Ms. Outlaw agreed that was correct. She advised that General Fund Contingencies could be used.

Commissioner Moore was concerned about the cost of demolition, but if funds were available from General Fund Contingencies, he wondered if there could be an immediate demolition. Ms. Outlaw advised that HUD had indicated the City would face certain sanction under two conditions – if the property had been lost due to foreclosure, or by demolition. Therefore, if the

City simply demolished the building, the monies would have to be repaid. However, if another plan could be worked out to use the money to rebuild the units elsewhere, HUD could release the City.

Commissioner Moore wanted everyone to understand that permission from HUD would be necessary to proceed with Commissioner Hutchinson's recommendation. In the meantime, if the Housing Authority was not managing the property correctly now, he wondered how the building could be made more secure. Ms. Outlaw stated that the building was boarded now, and the property had been fenced. Commissioner Moore asked that the property be placed on a routine patrol route to ensure loitering was not taking place.

Commissioner Moore thought the voucher idea sounded great, but he believed it defeated the purpose of HOPWA by allowing units to be purchased by non-profit 501C3s so the money would not run out. He explained that allowed the housing of a number of people for a number of years. Ms. Outlaw said that because this facility had been purchased with HOPWA dollars, the City had to replace those units, and that could not be done by giving out vouchers for use at non-HOPWA facilities. Commissioner Hutchinson understood 16 single-family homes would achieve that end, and Ms. Outlaw agreed. Commissioner Hutchinson explained that HUD had reduced the number of replacement units to 16, and Ms. Outlaw agreed that was also correct as half of the units had been illegally converted.

The City Manager understood there was a need for the City to acquire land, and a plan would have to be developed to present to HUD to demonstrate how the whole thing could be put into place with existing resources. Mayor Naugle agreed that was the idea, along with demolition of the existing building as quickly as possible. The City Manager thought the City might also recoup the cost of the demolition one day if the Contingency Fund were used. Commissioner Hutchinson wondered if the Housing Authority, Habitat for Humanity, or one of the other organizations could help the City acquire the lots. Ms. Outlaw said that could be considered.

Ms. Outlaw advised that the Housing Authority was still the agency selected to take over the subject property as approved by the City Commission. That could be reconsidered at the appropriate time, but she wanted everyone to be mindful of the fact that the Housing Authority had invested \$46,000 to pay off a lien. Therefore, that would also have to be considered.

Commissioner Moore asked Mr. Goombs if the Housing Authority wanted to be the developer of 16 single-family houses in lieu of this project. Mr. Goombs believed the Housing Authority Board would consider it favorably.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to petition HUD for the \$1.2 million to build 16 single-family units throughout the City and demolish the existing building. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Cable Television Franchise – District Cablevision
Limited Partnership (d/b/a AT&T Broadband) – Cable Services for the City (O-1)**

An ordinance was presented pursuant to Sections 8.15 through 8.19 of the City Charter, approving the renewal of a cable services franchise with District Cablevision Limited Partnership, d/b/a AT&T Broadband, the holder of a franchise, to construct, operate and maintain a cable system over and beneath the public streets and other property of the City; authorizing the proper City officials to execute a cable services franchise agreement with District Cablevision Limited Partnership; and further authorizing the proper City officials to execute a Memorandum of Agreement with District Cablevision Limited Partnership providing for additional terms and conditions to effectuate the renewal of the franchise. Ordinance No. C-01-55 was published on December 6 and 13, 2001, and passed on first reading December 18, 2001 by a vote of 5 to 0.

Commissioner Smith said he had received correspondence from someone who was building 31 townhouses in his district. He felt he had been treated shabbily by this company, and Commissioner Smith hoped the matter would be addressed.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-01-55

AN ORDINANCE PURSUANT TO SECTIONS 8.15 THROUGH 8.19 OF THE CHARTER OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE RENEWAL OF A CABLE SERVICES FRANCHISE WITH DISTRICT CABLEVISION LIMITED PARTNERSHIP, D/B/A AT&T BROADBAND, THE HOLDER OF A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE SYSTEM OVER AND BENEATH THE PUBLIC STREETS AND OTHER PROPERTY OF THE CITY OF FORT LAUDERDALE; AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CABLE SERVICES FRANCHISE AGREEMENT WITH DISTRICT CABLEVISION LIMITED PARTNERSHIP; AND FURTHER AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF AGREEMENT WITH DISTRICT CABLEVISION LIMITED PARTNERSHIP PROVIDING FOR ADDITIONAL TERMS AND CONDITIONS TO EFFECTUATE THE RENEWAL OF THE FRANCHISE.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

At 8:09 P.M., Commissioner Hutchinson left the meeting.

Commissioner Moore noted that AT&T assisted in the Christmas Toy Drive, which had been very successful, and he expressed his appreciation.

Amend Section 26-91 – Increase Fines for Parking Violations and Clarify Surcharge Imposed to Fund the School Crossing Guard Program (O-2)

An ordinance was presented amending Section 26-91 of the City Code of Ordinances in order to increase fines for certain parking violations and clarify the surcharge imposed to fund the School Crossing Guard Program. Ordinance No. C-01-56 was published on December 8, 2001, and passed on first reading December 18, 2001 by a vote of 5 to 0.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-01-56

AN ORDINANCE AMENDING SECTION 26-91 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA IN ORDER TO INCREASE FINES FOR CERTAIN PARKING VIOLATIONS AND CLARIFYING THE SURCHARGE IMPOSED TO FUND THE SCHOOL CROSSING GUARD PROGRAM.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Katz, Smith, Moore and Mayor Naugle. NAYS: none.

**Amendment of Broward County Trafficways Plan –
Proposed Reduction of Andrews Avenue Trafficway Width (R-1)**

A resolution was presented supporting the amendment of the Broward County Trafficways Plan to revise the width of Andrews Avenue, from the north city limits to Broward Boulevard, from 106 feet to 88 feet.

Commissioner Katz thought this part of the road was already narrow. Mr. Hector Castro, City Engineer, stated that most of Andrews Avenue was about 70' in width. He explained that the original Trafficways Plans indicated that the County would try to acquire up to 106' of right-of-way as properties were developed. Now, the County would only try to acquire up to 88' of width.

At 8:12 P.M., Commissioner Hutchinson returned to the meeting.

Mayor Naugle understood the idea was to plan to take less land for right-of-way than the Trafficways Plan indicated. Commissioner Smith noted that it would provide 18' for any trolley system or parking, rather than forcing developers to set their buildings back at the 106' mark. Commissioner Hutchinson believed the Planning Council planned to take up this issue in February.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING THE REDUCTION OF THE TRAFFICWAY WIDTH OF ANDREWS AVENUE FROM 106 FEET TO 88 FEET FROM THE NORTHERN CITY LIMITS SOUTH TO BROWARD BOULEVARD.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

**Reimbursement of Parking Systems Fund Loan from
Proceeds of SunTrust Leasing Corporation Program –
Identitech, Inc. Records Management and Imaging System Software(R-2)**

A resolution was presented authorizing the proper City officials to reimburse a short-term loan from the Parking Systems Fund using proceeds from the SunTrust Leasing Corporation Program for the purchase of the Identitech, Inc. records management and imaging system software approved by the City Commission December 18, 2001.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-2

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE UTILIZATION OF THE SUNTRUST LEASING CORPORATION MASTER LEASE FINANCE PROGRAM TO FINANCE THE PURCHASE OF AN IMAGING SYSTEM AND AUTHORIZING THE REIMBURSEMENT OF ORIGINAL EXPENDITURES WITH THE PROCEEDS FROM THE PROGRAM.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Smith, Moore and Mayor Naugle. NAYS: Commissioner Katz.

**Reimbursement of Parking Systems Fund Loan from
Proceeds of SunTrust Leasing Corporation Program –
Police Department Personally Assigned Vehicle (PAVe) Program (R-3)**

A resolution was presented authorizing the proper City officials to reimburse a short-term loan from the Parking Systems Fund using proceeds from the SunTrust Leasing Corporation Program for the purchase of the Police Department PAVe Program vehicles approved by the City Commission November 6, 2001.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-3

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE REIMBURSEMENT OF ORIGINAL EXPENDITURES WITH THE PROCEEDS FROM THE SUNTRUST LEASING CORPORATION MASTER LEASE FINANCE PROGRAM TO FINANCE THE PURCHASE OF POLICE VEHICLES.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Letter of Agreement – Small Business Administration (R-4)

A resolution was presented authorizing the proper City officials to execute a Letter of Agreement with the Small Business Administration to assist with the needs of the City's small business community.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AN AGREEMENT WITH THE CITY OF FORT LAUDERDALE AND THE SMALL BUSINESS ADMINISTRATION SOUTH FLORIDA DISTRICT OFFICE TO WORK TOGETHER TO ADDRESS THE NEEDS OF SMALL BUSINESSES LOCATED IN THE CITY OF FORT LAUDERDALE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

**Reschedule January 15, 2002
City Commission Conference and Regular Meetings to January 23, 2002 (R-5)**

A resolution authorizing the Tuesday, January 15, 2002 City Commission Conference and Regular meetings be rescheduled to Wednesday, January 23, 2002.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-5

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCHEDULING THE JANUARY 15, 2002 REGULAR AND CONFERENCE MEETINGS OF THE CITY COMMISSION TO JANUARY 23, 2002.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Demolition of Building (R-6)

At its October 18, 2001 and/or November 15, 2001 meetings, the Unsafe Structures and Housing Appeals Board recommended that the City demolish the following building and assess the property with associated costs. (On December 11, 2001, the City Commission deferred consideration of this item to January 8, 2002 by a vote of 5-0.)

- a. 1397 S.W. 25 Avenue

Mayor Naugle announced that this item had been **deleted** from the agenda.

Plat Amendment – “Beta Plat” – Hibiscus LLC (PZ Case No. 23-P-00) (R-7)

A resolution was presented authorizing an amendment to the “Beta Plat” approved on February 6, 2001.

Applicant: Hibiscus LLC
Request: Plat amendment
Location: Northeast corner of State Road 84 and S.W. 15 Avenue

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-6

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT
LAUDERDALE, FLORIDA APPROVING AN AMENDMENT TO A PLAT KNOWN
AS “BETA PLAT”.**

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Advisory Board Appointments (OB)

The City Clerk announced the appointees/reappointees who were the subjects of this resolution:

Citizen Review Board	Rod Kemp
Beach Redevelopment Advisory Board	Michael Grimme
Community Appearance Board	Diane L. Schuster Steve Hillberg Deirdre Hardy Aron Temkin Mirtha Toledo Francis Lyn Dr. Sohyun Park Lee E. Miranda Lopez George Henderson Dan Remy Ayisha Gordon Barbara Ericksen Jack Mertz Chuck Radkowski Shirley Chatham Chuck Burchett Robert W. Sanders III Ron Trebbi

Economic Development Advisory Board

Michael F. McGinn
Ruchel Louis
John Bauer
Gabriel Palotas
Charles Jackson

Insurance Advisory Board

Scott DiSalvo
Randall S. Swenson
Ted Hess
Steve Botkin
Mark Schwartz
Fritz Richter Jr.
Joseph Cobo

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 02-7

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT
LAUDERDALE, FLORIDA, APPOINTING BOARD MEMBERS AS SET FORTH
IN THE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: none.

Emergency Repair of Water Transmission Main (Pur. 7)

The City Manager advised that some clarification of this item was necessary. Mr. Hector Castro, City Engineer, explained that the original plans had indicated that the work would not start until after rush hour on January 11, 2002. However, the Department of Transportation had asked that the work be started after the morning rush hour of January 10, 2002. He stated that would impact the evening rush hour on Thursday, the morning rush hour on Friday, and possibly the evening rush hour on Friday as well.

Mayor Naugle asked how many lanes would be affected. Mr. Castro replied that two lanes eastbound and two lanes westbound on Broward Boulevard would be closed during the work. He explained that the asphalt plant was not open on Sunday, so the contractor would not be able to get asphalt to repave by Monday morning. Mayor Naugle asked if at least two westbound lanes could be kept open. Mr. Castro stated that at least one lane would remain open in each direction, and he was hopeful that two lanes could be maintained westbound in the afternoon, but the leaking "T" fell within two of the eastbound lanes.

Mayor Naugle wondered if the eastbound work could be done on Saturday or at night. Commissioner Smith suggested the work be started on the weekend and finished the following weekend if plates were put down. Mr. Castro thought there were some possibilities, and he would contact the DOT tomorrow since this had just come up today.

Mayor Naugle felt signboards should be provided as soon as possible to warn people in advance. Commissioner Hutchinson could not imagine what it would be like since the area was just off I-95. Mr. Castro advised that message boards had already been placed, but he would contact the DOT to see if two lanes could be maintained in each direction.

Commissioner Moore stated that the work going on now on Broward Boulevard was causing an unsafe situation for students going to and coming from school. He believed this action would further compromise the safety of the students, which he felt had to be addressed first. Commissioner Moore was also disturbed that the DOT had only brought this to the City's attention recently, particularly since he would have expected the contractor to have known that asphalt would not be available as scheduled. He was not supportive of this for those reasons.

Mr. Castro stated that he would ensure the maintenance of traffic plan would address safety. Commissioner Moore explained that if the contractor had agreed to do the work on Friday, Saturday and Sunday, he should have to fulfill that commitment. Commissioner Smith agreed. Mr. Castro advised that he could ask the DOT if the road could be "plated" on Sunday. Commissioner Hutchinson wondered if the asphalt work could be done after hours on Monday. Mr. Castro thought that was a possibility. Commissioner Smith felt that was a good compromise.

The Fusion (OB)

The City Manager announced that he had been notified today that The Fusion would no longer be a viable soccer team, along with the Tampa soccer team.

At 8:20 P.M., Mayor Naugle adjourned the meeting.

Jim Naugle
Mayor

ATTEST:

Lucy Masliah
City Clerk